

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

WILLIAM HERRON, ) 3:13-cv-00075-HDM-VPC  
 )  
Plaintiff, )  
 ) ORDER  
vs. )  
 )  
PERI & SON'S FARMS, INC., )  
 )  
Defendant. )  
\_\_\_\_\_ )

On March 12, 2013, defendant filed a motion to dismiss plaintiff's complaint (#3). On August 27, 2013, the court granted plaintiff leave to file an amended complaint. Plaintiff filed his first amended complaint on September 5, 2013. The amended complaint supersedes plaintiff's original complaint. *Dichter-Mad Family Partners, LLP v. United States*, 707 F. Supp. 2d 1016, 1054 (C.D. Cal. 2010). Accordingly, defendant's motion to dismiss (#3) is **DENIED AS MOOT**.

IT IS SO ORDERED.

DATED: This 9th day of September, 2013.



UNITED STATES DISTRICT JUDGE